

E & R AMENDMENTS TO LB 853

Introduced by Enrollment and Review Committee: Flood, 19,
Chairperson

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:

3 Section 1. Section 60-311, Revised Statutes Supplement,
4 2005, is amended to read:

5 60-311 Base jurisdiction means, for purposes of fleet
6 registration, the jurisdiction where the registrant has an
7 established place of business, where miles or kilometers are
8 accrued by the fleet, and where operational records of such fleet
9 are maintained or can be made available. For such purpose, there
10 is hereby adopted and incorporated by reference section 1602
11 of Article XVI, International Registration Plan, adopted by the
12 American Association of Motor Vehicle Administrators, as ~~revised~~
13 such section existed on October 1, 2004 2005.

14 Sec. 2. Section 60-342, Revised Statutes Supplement,
15 2005, is amended to read:

16 60-342 Owner means a person, firm, or corporation which
17 holds a legal title of a motor vehicle or trailer. If (1)
18 a motor vehicle or trailer is the subject of an agreement
19 for the conditional sale thereof with the right of purchase
20 upon performance of the conditions stated in the agreement and
21 with an immediate right of possession vested in the conditional
22 vendee, (2) a motor vehicle or trailer is subject to a lease
23 of thirty days or more with an immediate right of possession

1 vested in the lessee, or (3) a mortgagor of a motor vehicle or
2 trailer is entitled to possession, then such conditional vendee,
3 lessee, or mortgagor shall be deemed the owner for purposes
4 of the Motor Vehicle Registration Act. For such purpose, there
5 are hereby adopted and incorporated by reference the provisions
6 of Article XI, International Registration Plan, adopted by the
7 American Association of Motor Vehicle Administrators, as ~~revised~~
8 such provisions existed on October 1, 2004, 2005.

9 Sec. 3. Section 60-3,183, Revised Statutes Supplement,
10 2005, is amended to read:

11 60-3,183 (1) The director may revoke, suspend, cancel, or
12 refuse to issue or renew a registration certificate under sections
13 60-3,198 to 60-3,203 upon receipt of notice under the federal
14 Performance and Registration Information Systems Management Program
15 that the ability of the applicant or registration certificate
16 holder to operate has been terminated or denied by a federal
17 agency.

18 (2) Any person who receives notice from the director
19 of action taken pursuant to subsection (1) of this section shall
20 immediately return such registration certificate and license plates
21 to the department. If any person fails to return the registration
22 certificate and license plates to the department, the department
23 shall forthwith direct a ~~carrier enforcement officer or other an~~
24 officer of the Nebraska State Patrol to secure possession thereof
25 and to return the same to the department. The officer shall make
26 every reasonable effort to secure the registration certificate and
27 license plates and return them to the department.

1 Sec. 4. Section 60-3,196, Revised Statutes Supplement,
2 2005, is amended to read:

3 60-3,196 Apportionable vehicles registered as provided in
4 section 60-3,198 and apportionable vehicles covered under section
5 404 of Article IV, International Registration Plan, adopted by
6 the American Association of Motor Vehicle Administrators, as
7 ~~revised~~ such section existed on October 1, 2004_2005, which is
8 hereby adopted and incorporated by reference, shall be deemed
9 fully registered in all jurisdictions where apportioned or granted
10 reciprocity for any type of movement or operation. The registrant
11 must have proper interjurisdiction or intrajurisdiction authority
12 from the appropriate regulatory agency of each jurisdiction of this
13 state if not exempt from regulation by the regulatory agency.

14 Sec. 5. Section 60-3,205, Revised Statutes Supplement,
15 2005, is amended to read:

16 60-3,205 (1) (a) The director may suspend, revoke, cancel,
17 or refuse to issue or renew a registration certificate under the
18 International Registration Plan Act:

19 ~~(a) If the applicant or certificate holder has issued to~~
20 ~~the department a check or draft which has been returned because of~~
21 ~~insufficient funds, no funds, or a stop-payment order;~~

22 ~~(b)~~ (i) If the applicant or certificate holder has
23 had his or her license issued under the International Fuel Tax
24 Agreement Act revoked or the director refused to issue or refused
25 to renew such license; or

26 ~~(e)~~ (ii) If the applicant or certificate holder is in
27 violation of sections 75-348 to 75-358.

1 ~~(2)~~ (b) Prior to taking action under this section, the
2 director shall notify and advise the applicant or certificate
3 holder of the proposed action and the reasons for such action in
4 writing, by registered or certified mail, to his or her last-known
5 business address as shown on the application for the certificate
6 or renewal. The notice shall also include an advisement of the
7 procedures in ~~subsection (3)~~ of this section subdivision (c) of
8 this subsection.

9 ~~(3)~~ (c) The applicant or certificate holder may, within
10 thirty days after the date of the mailing of the notice, petition
11 the director for a hearing to contest the proposed action.
12 The hearing shall be commenced in accordance with the rules
13 and regulations adopted and promulgated by the department. If a
14 petition is filed, the director shall, within twenty days after
15 receipt of the petition, set a hearing date at which the applicant
16 or certificate holder may show cause why the proposed action should
17 not be taken. The director shall give the applicant or certificate
18 holder reasonable notice of the time and place of the hearing. If
19 the director's decision is adverse to the applicant or certificate
20 holder, the applicant or certificate holder may appeal the decision
21 in accordance with the Administrative Procedure Act.

22 ~~(4)~~ The (d) Except as provided in subsections (2) and (3)
23 of this section, the filing of the petition shall stay any action
24 by the director until a hearing is held and a final decision and
25 order is issued.

26 ~~(5)~~ If (e) Except as provided in subsections (2) and
27 (3) of this section, if no petition is filed at the expiration of

1 thirty days after the date on which the notification was mailed,
2 the director may take the proposed action described in the notice.

3 ~~(6)~~ (f) If, in the judgment of the director, the
4 applicant or certificate holder has complied with or is no longer
5 in violation of the provisions for which the director took action
6 under this ~~section~~ subsection, the director may reinstate the
7 registration certificate without delay.

8 (2) (a) The director may suspend, revoke, cancel, or
9 refuse to issue or renew a registration certificate under the
10 International Registration Plan Act or a license under the
11 International Fuel Tax Agreement Act if the applicant, licensee, or
12 certificate holder has issued to the department a check or draft
13 which has been returned because of insufficient funds, no funds, or
14 a stop-payment order. The director may take such action no sooner
15 than seven days after the written notice required in subdivision
16 (1) (b) of this section has been provided. Any petition to contest
17 such action filed pursuant to subdivision (1) (c) of this section
18 shall not stay such action of the director.

19 (b) If the director takes an action pursuant to
20 this subsection, the director shall reinstate the registration
21 certificate or license without delay upon the payment of certified
22 funds by the applicant, licensee, or certificate holder for
23 any fees due and reasonable administrative costs, not to exceed
24 twenty-five dollars, incurred in taking such action.

25 (c) The rules, regulations, and orders of the director
26 and the department that pertain to hearings commenced in accordance
27 with this section and that are in effect prior to the operative

1 date of this section shall remain in effect, unless changed or
2 eliminated by the director or the department, except for those
3 portions involving a stay upon the filing of a petition to contest
4 any action taken pursuant to this subsection, in which case this
5 subsection shall supersede those provisions.

6 (3) Any person who receives notice from the director of
7 action taken pursuant to subsection (1) or (2) of this section
8 shall immediately return such registration certificate and license
9 plates to the department. If any person fails to return the
10 registration certificate and license plates to the department, the
11 department shall forthwith direct an officer of the Nebraska State
12 Patrol to secure possession thereof and to return the same to
13 the department. The officer shall make every reasonable effort to
14 secure the registration certificate and license plates and return
15 them to the department.

16 Sec. 6. Section 60-462, Revised Statutes Supplement,
17 2005, is amended to read:

18 60-462 Sections 60-462 to 60-4,188 and section 14 of this
19 act shall be known and may be cited as the Motor Vehicle Operator's
20 License Act.

21 Sec. 7. Section 60-462.01, Revised Statutes Supplement,
22 2005, is amended to read:

23 60-462.01 For purposes of the Motor Vehicle Operator's
24 License Act, the following federal regulations are adopted as
25 Nebraska law as they existed on January 1, ~~2005~~ 2006:

26 (1) Beginning on an implementation date designated by
27 the director, the federal requirements for interstate shipment of

1 etiologic agents, 42 C.F.R. part 72; and

2 (2) The parts, subparts, and sections of 49 C.F.R., as
3 referenced in the Motor Vehicle Operator's License Act.

4 Sec. 8. Section 60-465, Revised Statutes Supplement,
5 2005, is amended to read:

6 60-465 (1) Commercial motor vehicle means a motor vehicle
7 or combination of motor vehicles used in commerce to transport
8 passengers or property if the motor vehicle:

9 (a) Has a gross combination weight rating of eleven
10 thousand seven hundred ninety-four kilograms or more (twenty-six
11 thousand one pounds or more) inclusive of a towed unit with a
12 gross vehicle weight rating of more than four thousand five hundred
13 thirty-six kilograms (ten thousand pounds);

14 (b) Has a gross vehicle weight rating of eleven thousand
15 seven hundred ninety-four or more kilograms (twenty-six thousand
16 one pounds or more);

17 (c) Is designed to transport sixteen or more passengers,
18 including the driver; or

19 (d) Is of any size and is used in the transportation of
20 materials found to be hazardous for the purposes of the federal
21 Hazardous Materials Transportation Act and which require the motor
22 vehicle to be placarded under the federal Hazardous Material
23 Regulations, 49 C.F.R. part 172, subpart F.

24 (2) Commercial motor vehicle does not include (a) a farm
25 truck as defined in section 60-325 other than a combination of
26 truck-tractors and semitrailers when such farm truck is operated
27 within one hundred fifty miles of the registered owner's farm or

1 ranch, (b) any recreational vehicle as defined in section 60-347
2 or motor vehicle towing a cabin trailer as defined in sections
3 60-314 and 60-339, (c) any emergency vehicle operated by a public
4 or volunteer fire department, or (d) any motor vehicle owned or
5 operated by the United States Department of Defense or Nebraska
6 National Guard when such motor vehicle is driven by ~~uniformed,~~
7 ~~military operators performing duty in the active service of the~~
8 ~~United States or this state~~ persons identified in section 14 of
9 this act.

10 Sec. 9. Section 60-4,124, Revised Statutes Supplement,
11 2005, is amended to read:

12 60-4,124 (1) A person who is younger than sixteen years
13 of age but is over fourteen years and two months of age may
14 be issued, by the county treasurer, a school permit if such
15 person lives a distance of one and one-half miles or more
16 from the school he or she attends and either resides outside
17 a city of the metropolitan, primary, or first class or attends
18 a school which is outside a city of the metropolitan, primary,
19 or first class and if such person has held an LPE-learner's
20 permit for two months. A school permit shall not be issued
21 until such person has appeared before an examiner to demonstrate
22 that he or she is capable of successfully operating a motor
23 vehicle, moped, or motorcycle and has in his or her possession an
24 examiner's certificate authorizing the county treasurer to issue a
25 school permit. In order to obtain an examiner's certificate, the
26 applicant shall present to the examiner (a) proof of successful
27 completion of a department-approved driver safety course which

1 includes behind-the-wheel driving specifically emphasizing (i) the
2 effects of the consumption of alcohol on a person operating a motor
3 vehicle, (ii) occupant protection systems, (iii) risk assessment,
4 and (iv) railroad crossing safety and (b)(i) proof of successful
5 completion of a written examination and driving test administered
6 by a driver safety course instructor or (ii) a certificate in a
7 form prescribed by the department, signed by a parent, guardian, or
8 licensed driver at least twenty-one years of age, verifying that
9 the applicant has completed fifty hours of lawful motor vehicle
10 operation, under conditions that reflect department-approved driver
11 safety course curriculum, with a parent, guardian, or adult at
12 least twenty-one years of age, who has a then current Nebraska
13 operator's license or who is licensed in another state. The
14 Department of Motor Vehicles shall waive the written examination
15 if the applicant surrenders an LPE-learner's permit issued after
16 January 1, 2006, and if such permit is valid or has expired no more
17 than one year prior to application. The written examination shall
18 not be waived if the permit being applied for contains a class or
19 endorsement which is different from the class or endorsement of the
20 LPE-learner's permit.

21 (2) A person holding a school permit may operate a motor
22 vehicle, moped, or motorcycle:

23 (a) To and from where he or she attends school and
24 between schools of enrollment over the most direct and accessible
25 route by the nearest highway from his or her place of residence
26 to transport such person or any family member who resides with
27 such person to attend duly scheduled courses of instruction and

1 extracurricular or school-related activities at the school he or
2 she attends; or

3 (b) Under the personal supervision of a licensed
4 operator. Such licensed operator shall be at least twenty-one years
5 of age and licensed by this state or another state and shall
6 actually occupy the seat beside the permitholder or, in the case of
7 a motorcycle or moped, if the permitholder is within visual contact
8 of and under the supervision of, in the case of a motorcycle, a
9 licensed motorcycle operator or, in the case of a moped, a licensed
10 motor vehicle operator.

11 (3) A person who is younger than sixteen years of age but
12 is over fourteen years of age may be issued an LPE-learner's permit
13 from the county treasurer, which permit shall be valid for a period
14 of three months. An LPE-learner's permit shall not be issued until
15 such person successfully completes a written examination prescribed
16 by the department and demonstrates that he or she has sufficient
17 powers of eyesight to safely operate a motor vehicle, moped, or
18 motorcycle.

19 (4) While holding the LPE-learner's permit, the person
20 may operate a motor vehicle on the highways of this state if he
21 or she has seated next to him or her a person who is a licensed
22 operator or, in the case of a motorcycle or moped, if he or she is
23 within visual contact of and is under the supervision of a person
24 who, in the case of a motorcycle, is a licensed motorcycle operator
25 or, in the case of a moped, is a licensed motor vehicle operator.
26 Such licensed motor vehicle or motorcycle operator shall be at
27 least twenty-one years of age and licensed by this state or another

1 state.

2 (5) The county treasurer shall collect the fee prescribed
3 in section 60-4,115 from each successful applicant for a school
4 or LPE-learner's permit. All school permits shall be subject to
5 impoundment or revocation under the terms of section 60-496. Any
6 person who violates the terms of a school permit shall be guilty
7 of an infraction and shall not be eligible for another operator's
8 license or school, farm, LPD-learner's, or LPE-learner's permit
9 until he or she has attained the age of sixteen years.

10 Sec. 10. Section 60-4,139, Reissue Revised Statutes of
11 Nebraska, is amended to read:

12 60-4,139 Any nonresident may operate a commercial motor
13 vehicle upon the highways of this state if (1) such nonresident
14 has in his or her immediate possession a valid commercial driver's
15 license or LPC-learner's permit issued by his or her state of
16 residence or by a jurisdiction with standards that are in accord
17 with 49 C.F.R. part 383 or an LPC-learner's permit issued by
18 this state, (2) the license or permit is not suspended, revoked,
19 or canceled, and (3) such nonresident is not disqualified from
20 operating a commercial motor vehicle.

21 Sec. 11. Section 60-4,142, Reissue Revised Statutes of
22 Nebraska, is amended to read:

23 60-4,142 Any resident ~~of this state or person attending~~
24 ~~a school of training for commercial motor vehicle driving that is~~
25 ~~located in this state~~ may obtain, on a form to be prescribed by
26 the director, an LPC-learner's permit from the county treasurer
27 by making application to an examiner of the Department of Motor

1 Vehicles. An applicant shall present proof to the examiner that
2 he or she holds a valid Class O license or commercial driver's
3 license ~~issued by this state or a comparable license issued by~~
4 ~~his or her state of residence~~ or shall successfully complete
5 the requirements for the Class O license before an LPC-learner's
6 permit is issued. An applicant shall also successfully complete
7 the commercial driver's license general knowledge examination under
8 section 60-4,155. Upon application, the examination may be waived
9 if the applicant presents a Nebraska commercial driver's license
10 which is valid or has been expired for less than one year, presents
11 a valid commercial driver's license from another state, or is
12 renewing an LPC-learner's permit. The LPC-learner's permit shall be
13 valid for a period of six months and shall be renewed only once
14 within any two-year period. The county treasurer shall charge the
15 fee prescribed in section 60-4,115 for the issuance or renewal of
16 an LPC-learner's permit.

17 Sec. 12. Section 60-4,147.02, Revised Statutes
18 Supplement, 2005, is amended to read:

19 60-4,147.02 No endorsement authorizing the driver to
20 operate a commercial motor vehicle transporting hazardous materials
21 shall be issued, renewed, or transferred by the Department of Motor
22 Vehicles unless the endorsement is issued, renewed, or transferred
23 in conformance with the requirements of section 1012 of the federal
24 Uniting and Strengthening America by Providing Appropriate Tools
25 Required to Intercept and Obstruct Terrorism Act of 2001, USA
26 PATRIOT Act, 49 U.S.C. 5103a, including all amendments and federal
27 rules and regulations adopted and promulgated pursuant thereto as

1 of ~~March 23, 2005~~ January 1, 2006, for the issuance of licenses to
2 operate commercial motor vehicles transporting hazardous materials.

3 Sec. 13. Section 60-4,147.03, Revised Statutes
4 Supplement, 2005, is amended to read:

5 60-4,147.03 Beginning on an implementation date
6 designated by the director, an applicant for a new, renewal,
7 or transferred hazardous materials endorsement shall complete an
8 application process including threat assessment, background check,
9 fingerprints, and payment of fees as prescribed by 49 C.F.R.
10 1522, 1570, and 1572, as such regulations existed on January 1,
11 2006. Upon receipt of a determination of threat assessment from
12 the Transportation Security Administration of the United States
13 Department of Homeland Security or its agent, the department shall
14 retain the application for not less than one year.

15 Sec. 14. Sections 60-462.01 and 60-4,132 to 60-4,172
16 shall not apply to uniformed military personnel with a valid
17 military driver's license operating military vehicles, including
18 active duty military personnel, members of the military reserves,
19 active duty United States Coast Guard personnel, and members of the
20 National Guard on active duty or in active service of the state as
21 defined in section 55-104. For purposes of this section, members
22 of the National Guard on active duty or in active service includes
23 personnel on full-time National Guard duty, personnel on part-time
24 National Guard training, and National Guard military technicians.

25 Sec. 15. Section 60-6,265, Reissue Revised Statutes of
26 Nebraska, is amended to read:

27 60-6,265 For purposes of sections 60-6,266 to 60-6,273,

1 occupant protection system means a system utilizing a lap belt, a
2 shoulder belt, or any combination of belts installed in a motor
3 vehicle which (1) restrains drivers and passengers and (2) conforms
4 to Federal Motor Vehicle Safety Standards, 49 C.F.R. 571.207,
5 571.208, 571.209, and 571.210, as such standards existed on January
6 1, ~~2004~~ 2006, or to the federal motor vehicle safety standards
7 for passenger restraint systems applicable for the motor vehicle's
8 model year.

9 Sec. 16. Section 60-6,267, Reissue Revised Statutes of
10 Nebraska, is amended to read:

11 60-6,267 (1) Any person in Nebraska who drives any motor
12 vehicle which has or is required to have an occupant protection
13 system shall ensure that:

14 (a) All children up to six years of age being transported
15 by such vehicle use a child passenger restraint system of a type
16 which meets Federal Motor Vehicle Safety Standard 213 as developed
17 by the National Highway Traffic Safety Administration, as such
18 standard existed on January 1, ~~2004~~ 2006, and which is correctly
19 installed in such vehicle; and

20 (b) All children six years of age and less than eighteen
21 years of age being transported by such vehicle use an occupant
22 protection system.

23 This subsection shall apply to every motor vehicle which
24 is equipped with an occupant protection system or is required to be
25 equipped with restraint systems pursuant to Federal Motor Vehicle
26 Safety Standard 208, as such standard existed on January 1, ~~2004~~
27 2006, except taxicabs, mopeds, motorcycles, and any motor vehicle

1 designated by the manufacturer as a 1963 year model or earlier
2 which is not equipped with an occupant protection system.

3 (2) Whenever any licensed physician determines, through
4 accepted medical procedures, that use of a child passenger
5 restraint system by a particular child would be harmful by reason
6 of the child's weight, physical condition, or other medical reason,
7 the provisions of subsection (1) of this section shall be waived.
8 The driver of any vehicle transporting such a child shall carry
9 on his or her person or in the vehicle a signed written statement
10 of the physician identifying the child and stating the grounds for
11 such waiver.

12 (3) The drivers of authorized emergency vehicles shall
13 not be subject to the requirements of subsection (1) of this
14 section when operating such authorized emergency vehicles pursuant
15 to their employment.

16 (4) A driver of a motor vehicle shall not be subject to
17 the requirements of subsection (1) of this section if the motor
18 vehicle is being operated in a parade or exhibition and the parade
19 or exhibition is being conducted in accordance with applicable
20 state law and local ordinances and resolutions.

21 (5) The Department of Motor Vehicles shall develop and
22 implement an ongoing statewide public information and education
23 program regarding the use of child passenger restraint systems and
24 occupant protection systems and the availability of distribution
25 and discount programs for child passenger restraint systems.

26 (6) All persons being transported by a motor vehicle
27 operated by a holder of a provisional operator's permit or a school

1 permit shall use such motor vehicle's occupant protection system.

2 Sec. 17. Section 66-1406.02, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 66-1406.02 (1) The director may suspend, revoke, cancel,
5 or refuse to issue or renew a license under the International Fuel
6 Tax Agreement Act:

7 (a) If the applicant's or licensee's registration
8 certificate issued pursuant to the International Registration Plan
9 Act has been suspended, revoked, or canceled or the director
10 refused to issue or renew such certificate;

11 (b) If the applicant or licensee is in violation of
12 sections 75-348 to 75-358;

13 (c) If the applicant's or licensee's security has been
14 canceled;

15 (d) If the applicant or licensee failed to provide
16 additional security as required;

17 (e) If the applicant or licensee failed to file any
18 report or return required by the motor fuel laws, filed an
19 incomplete report or return required by the motor fuel laws, did
20 not file any report or return required by the motor fuel laws
21 electronically, or did not file a report or return required by the
22 motor fuel laws on time;

23 (f) If the applicant or licensee failed to pay taxes
24 required by the motor fuel laws due within the time provided;

25 (g) If the applicant or licensee filed any false report,
26 return, statement, or affidavit, required by the motor fuel laws,
27 knowing it to be false;

1 (h) If the applicant or licensee would no longer be
2 eligible to obtain a license; or

3 (i) If the applicant or licensee committed any other
4 violation of the International Fuel Tax Agreement Act or the rules
5 and regulations adopted and promulgated under the act.

6 (2) Prior to taking any action pursuant to subsection
7 (1) of this section, the director shall notify and advise the
8 applicant or licensee of the proposed action and the reasons for
9 such action in writing, by registered or certified mail, to his
10 or her last-known business address as shown on the application
11 or license. The notice shall also include an advisement of the
12 procedures in subsection (3) of this section.

13 (3) The applicant or licensee may, within thirty days
14 after the mailing of the notice, petition the director in writing
15 for a hearing to contest the proposed action. The hearing shall be
16 commenced in accordance with the rules and regulations adopted and
17 promulgated by the Department of Motor Vehicles. If a petition is
18 filed, the director shall, within twenty days after receipt of the
19 petition, set a hearing date at which the applicant or licensee
20 may show cause why the proposed action should not be taken. The
21 director shall give the applicant or licensee reasonable notice of
22 the time and place of the hearing. If the director's decision is
23 adverse to the applicant or licensee, the applicant or licensee may
24 appeal the decision in accordance with the Administrative Procedure
25 Act.

26 (4) The Except as provided in subsection (2) of section
27 60-3,205 and subsection (8) of this section, the filing of the

1 petition shall stay any action by the director until a hearing is
2 held and a final decision and order is issued.

3 (5) If Except as provided in subsection (2) of section
4 60-3,205 and subsection (8) of this section, if no petition is
5 filed at the expiration of thirty days after the date on which the
6 notification was mailed, the director may take the proposed action
7 described in the notice.

8 (6) If Except as provided in subsection (2) of section
9 60-3,205 and subsection (8) of this section, if, in the judgment of
10 the director, the applicant or licensee has complied with or is no
11 longer in violation of the provisions for which the director took
12 action under this section, the director may reinstate the license
13 without delay. An applicant for reinstatement, issuance, or renewal
14 of a license within three years after the date of suspension,
15 revocation, cancellation, or refusal to issue or renew shall submit
16 a fee of one hundred dollars to the director. The director shall
17 remit the fee to the State Treasurer for credit to the Highway Cash
18 Fund.

19 (7) Suspension of, revocation of, cancellation of, or
20 refusal to issue or renew a license by the director shall not
21 relieve any person from making or filing the reports or returns
22 required by the motor fuel laws in the manner or within the time
23 required.

24 (8) Any person who receives notice from the director
25 of action taken pursuant to subsection (1) of this section shall
26 immediately return such registration certificate and license plates
27 issued pursuant to section 60-3,198 to the department. If any

1 person fails to return the registration certificate and license
2 plates to the department, the department shall forthwith direct an
3 officer of the Nebraska State Patrol to secure possession thereof
4 and to return the same to the department. The officer shall make
5 every reasonable effort to secure the registration certificate and
6 license plates and return them to the department.

7 Sec. 18. Sections 11 and 19 of this act become operative
8 on January 1, 2007. The other sections of this act become operative
9 on their effective date.

10 Sec. 19. Original section 60-4,142, Reissue Revised
11 Statutes of Nebraska, is repealed.

12 Sec. 20. Original sections 60-4,139, 60-6,265, 60-6,267,
13 and 66-1406.02, Reissue Revised Statutes of Nebraska, and sections
14 60-311, 60-342, 60-3,183, 60-3,196, 60-3,205, 60-462, 60-462.01,
15 60-465, 60-4,124, 60-4,147.02, and 60-4,147.03, Revised Statutes
16 Supplement, 2005, are repealed.

17 Sec. 21. Since an emergency exists, this act takes effect
18 when passed and approved according to law.

19 2. On page 1, strike lines 2 through 8 and insert
20 "60-4,139, 60-4,142, 60-6,265, 60-6,267, and 66-1406.02, Reissue
21 Revised Statutes of Nebraska, and sections 60-311, 60-342,
22 60-3,183, 60-3,196, 60-3,205, 60-462, 60-462.01, 60-465, 60-4,124,
23 60-4,147.02, and 60-4,147.03, Revised Statutes Supplement, 2005;
24 to update references to the International Registration Plan and
25 federal law; to provide powers and duties for the Director of
26 Motor Vehicles with respect to the International Registration
27 Plan and the International Fuel Tax Agreement Act; to change

1 provisions relating to registration and operation of commercial
2 motor vehicles; to provide for impoundment of school permits; to
3 change provisions relating to LPC-learners' permits; to harmonize
4 provisions; to provide operative dates; to repeal the original
5 sections; and to declare an emergency."